

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF ORDINANCE OF INTENTION NO. 2446; RESERVING TO THE CITY EASEMENTS AND RIGHTS OF WAY, AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE VACATION OF SUCH EASEMENTS AND RIGHTS OF WAY; AND ORDER OF VACATION IN THE MATTER OF VACATING OF CERTAIN WAYS.

WHEREAS, the City Council of the City of Riverside, California, adopted an Ordinance of Intention, No. 2446, pursuant to the provisions of the Street Vacation Act of 1941, being Part 3, Division 9 of the Streets and Highways Code of the State of California, declaring its intention to vacate certain pedestrian ways or walkways therein and hereinafter described; and,

WHEREAS, the matter came on regularly for hearing before said City Council at the time and place fixed for hearing by said ordinance of intention, and said City Council heard and considered all of the evidence submitted.

NOW, THEREFORE, BE IT RESOLVED by said City Council that it be and is hereby found and determined by said City Council that said ordinance of intention was duly passed, adopted and published in the manner prescribed by law for the adopting and publishing of ordinances of said City, and the notice of said vacation proceedings and of the time and place of hearing was given by posting, as provided by the Street Vacation Act of 1941, and that the said pedestrian ways or walkways therein described are unnecessary for present or prospective public purposes and should be vacated.

NOW, THEREFORE, pursuant to the provisions of the said Street Vacation Act of 1941, IT IS HEREBY ORDERED by the City Council of the City of Riverside, California, that the pedestrian ways or walkways in the City of Riverside, County of Riverside, State of California, described as follows, to wit:

(a) The northwesterly one hundred thirty-two feet

1 (132.0') of Lot D of Magnolia Village Tract, as
2 shown on map recorded in Book 23, page 72, of
3 Maps, Records of Riverside County, California;
4 EXCEPTING AND RESERVING the southeasterly five
5 feet (5') thereof for a Public Utility Easement;

6 (c) All of Lot C of Arlington Knolls, as shown by map
7 recorded in Book 26, page 81 of Maps, Records of
8 Riverside County, California; EXCEPTING AND
9 RESERVING the southerly ten feet (10') thereof for
10 a Public Utility Easement;

11 Also, all of Lots A and B of Arlington Knolls,
12 Unit No. 2, as shown by map recorded in Book 29,
13 page 47, of Maps, Records of Riverside County,
14 California; EXCEPTING AND RESERVING the northerly
15 five feet (5') of said Lot A for a Public Utility
16 Easement; also EXCEPTING AND RESERVING a Public
17 Utility Easement across said Lot B, the northerly
18 line of said easement being ninety-five feet (95')
19 southerly from the northerly end of said Lot B, and
20 the southerly line of said easement being ninety-
21 five feet (95') northerly of the southerly line of
22 said Lot B;

23 So, and the same are hereby, vacated.

24 It is Further Ordered that the City Council does hereby
25 determine that the public convenience and necessity require the
26 reservation of permanent easements and rights of way to construct,
27 maintain, operate, replace, remove, renew and enlarge conduits,
28 cables, wires, poles and other convenient structures, equipment
29 and fixtures for the operation of telegraphic and telephone lines,
30 and for the transportation and distribution of electric energy,
31 and incidental purposes, including access, and the right to keep
32 the property free from inflammable materials, and wood growth,
and otherwise protect the same from all hazards in, upon and
over the pedestrian ways or walkways proposed to be vacated, and
to take proceedings for the abandonment of the said pedestrian
ways or walkways as hereinafore set forth, subject to such
reservations and exceptions.

It is Further Ordered that the City Clerk of said City of
Riverside shall cause a certified copy of this order, attested
by the Clerk under the seal of said City, to be recorded in the

1 office of the County Recorder of Riverside County, California.

2
3 ADORSED by the City Council, signed by the Mayor and attested
4 by the City Clerk this 26th day of February, 1957.

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6 E. J. Sales
7 Mayor of the City of Riverside

8 ATTEST:

9 A. J. Smith
10 City Clerk of the City of Riverside

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13 I, A. J. Smith, City Clerk of the City of Riverside,
14 California, hereby certify that the foregoing resolution was duly
15 and regularly introduced and adopted by the City Council of said
16 City at its meeting held on the 26th day of February,
17 1957, by the following vote, to wit:

18 Ayes: Councilmen Bergin, Bonnett, Smutz and Voris.

19 Not Voting: Councilman Johnson.

20 Noes: Councilmen Backstrand and O'Neill.

21 Absent: None.

22 IN WITNESS WHEREOF, I have hereunto set my hand and affixed
23 the official seal of the City of Riverside, California, this
24 26th day of February, 1957.

25
26 A. J. Smith
27 City Clerk of the City of Riverside

AN ORDINANCE OF THE CITY OF RIVERSIDE, CALIFORNIA,
DECLARING THE INTENTION OF THE CITY COUNCIL TO
VACATE PEDESTRIAN WAYS.

The City Council of the City of Riverside does ordain as follows:

Section 1: It is the intention of the City Council of the City of Riverside to vacate the two hereinafter described pedestrian ways or walkways, herein referred to as pedestrian ways, upon the grounds and for the reasons that said pedestrian ways are unnecessary for present or prospective public use as pedestrian ways. The City Council elects to proceed to vacate the said pedestrian ways pursuant to the provisions of the Street Vacation Act of 1941, Section 8300 et seq. of the Streets and Highways Code.

Section 2: The pedestrian ways which it is the intention of the City Council to vacate are described as follows:

(a) The northwesterly one hundred thirty-two feet (132.0') of Lot D of Magnolia Village Tract, as shown on map recorded in Book 23, page 72, of Maps, Records of Riverside County, California; EXCEPTING AND RESERVING the southeasterly five feet (5') thereof for a Public Utility Easement.

(b) All of Lot D of Arlington Knolls, as shown by map recorded in Book 26, page 81 of Maps, Records of Riverside County, California; EXCEPTING AND RESERVING the southerly ten feet (10') thereof for a Public Utility Easement.

Also, all of Lots F and E of Arlington Knolls, Unit No. 2, as shown by map recorded in Book 29, page 47, of Maps, Records of Riverside County, California; EXCEPTING AND RESERVING the northerly five feet (5') of said Lot F for a Public Utility Easement; also EXCEPTING AND RESERVING a Public Utility Easement across said Lot E, the northerly line of said easement being ninety-five feet (95') southerly from the northerly end of said Lot E, and the southerly line of said easement being ninety-five feet (95') northerly of the southerly line of said Lot E.

The pedestrian ways sought to be vacated are shown on the maps on file with the City Clerk of the City of Riverside, and reference is made to said maps.

1 Section 3: That the time of hearing is hereby set for
2 Tuesday, February 26, 1957, at 10:00 o'clock A. M. in the Council
3 Chambers located in the City Hall, Seventh and Orange Streets,
4 Riverside, California; at said time and place all persons
5 interested in or objecting to the proposed vacation may be heard.

6 Section 4: Notice of the proposed vacation of pedestrian
7 ways, as hereinabove set forth, shall be posted conspicuously
8 along the lines of the pedestrian ways proposed to be vacated,
9 and shall be posted not more than three hundred feet apart, but
10 there shall be at least three such postings; said notice shall
11 state the passage of the ordinance of intention, and the time
12 and place of the hearing; said notice shall be posted by the
13 Superintendent of Streets at least ten (10) days prior to the
14 date of said hearing.

15 Section 5: The City Council does hereby determine that
16 the public convenience and necessity require the reservation of
17 permanent easements and rights of way to construct, maintain,
18 operate, replace, remove, renew and enlarge conduits, cables,
19 wires, poles and other convenient structures, equipment and
20 fixtures for the operation of telegraphic and telephone lines,
21 and for the transportation and distribution of electric energy,
22 and incidental purposes, including access, and the right to keep
23 the property free from inflammable materials, and wood growth,
24 and otherwise protect the same from all hazards in, upon and
25 over the pedestrian ways proposed to be vacated, and to take
26 proceedings for the abandonment of the said pedestrian ways as
27 hereinabove set forth, subject to such reservations and exceptions.

28 Section 6: The City Clerk shall certify to the adoption
29 of this ordinance and cause it to be published once in the
30 Riverside Daily Press. This ordinance shall become
31 effective on the 30th day after the date of its adoption.
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ADOPTED by the City Council and signed by the Mayor and

1 attested by the City Clerk this 2nd day of January,
2 1957.

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4 E. V. DALES
Mayor of the City of Riverside

5 ATTEST:

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7 W. G. WAITE (SEAL)
8 City Clerk of the City of Riverside

9 - - - - -
10 I, W. G. Waite, City Clerk of the City of Riverside,
11 California, do hereby certify that the foregoing ordinance was
12 duly and regularly introduced at a meeting of the City Council
13 on the 26th day of December, 1956, and
14 that thereafter the said ordinance was duly and regularly
15 adopted at a meeting of the City Council on the 2nd day of
16 January, 1957, by the following vote,

17 to wit:

18 Ayes: Councilmen Backstrand, Bergin, Bonnett, O'Neill, Smutz and Voris.

19
20 Noes: None.

21 Absent: None.
22 Vacancy: One.

23 IN WITNESS WHEREOF I have hereunto set my hand and affixed
24 the official seal of the City of Riverside, California, this
25 2nd day of January, 1957.

26 (SEAL)

27 W. G. WAITE
City Clerk of the City of Riverside